



Room 301, Hall of Records  
2281 Tulare Street  
Fresno, California 93721-2198  
Telephone: (559) 488-3529  
Toll Free: 1-800-742-1011

# Board of Supervisors Agenda

Chairman

**Juan Arambula**  
3rd District

Vice Chairman

**Susan B. Anderson**  
2nd District

**Phil Larson**  
1st District

**Bart Bohn**  
County Admin. Officer

**Judith G. Case**  
4th District

**Phillip S. Cronin**  
County Counsel

**Bob Waterston**  
5th District

**Bernice E. Seidel**  
Clerk

**TUESDAY**

**SEPTEMBER 30, 2003**

**9:00 A.M.**

## **PLEDGE OF ALLEGIANCE**

**NOTE:** Any item that is pulled from the morning consent agenda for discussion will be set aside until the department can be notified and its representative is in the board room.

### **1. Morning Consent Agenda – Item Numbers 22 - 46**

- (These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to comment on any Consent Item)
- Items to be removed from Consent for Discussion
- Approval of Morning Consent Agenda
- Discussion/Action on Items removed from Consent Agenda

### **Chairman Arambula**

2. Proclaim October 2003 as Disability Awareness Month
3. Proclaim October 15, 2003, as “Latino Aids Awareness Day”
4. Proclaim October 18 through 26, 2003, as Red Ribbon Celebration 2003
5. Approve and authorize Chairman to execute agreement with Economic Development Corporation to promote and market the resources and economy of Fresno County (\$125,208)

### **Supervisor Waterston**

6. Adopt resolution authorizing formation of the Wastewater Advisory Committee (continued from September 16, 2003)

### Administrative Office

7. Take the following actions to address the impact of the adopted FY 2003-04 State Budget; 1) adopt resolutions adjusting FY 2003-04 appropriations and estimated revenues impacting the District Attorney, Library and Public Works and Planning – Roads budgets (4/5 vote); 2) adopt resolution increasing appropriations FY 2003-04 in the Interest and Miscellaneous Expenditure Budget (2540) and reducing the State Budget Mitigation Designation to pay Federal penalties related to installation of the Child Support System (4/5 vote); 3) adopt resolution reducing revenues FY 2003-04 in the Court Ancillary Services and Auditor-Controller/Treasurer-Tax Collector budgets and decreasing the Tobacco Settlement, Teeter Buyout and State Budget Mitigation Designations to address the miscellaneous court fee transfer and a portion of the reduced Vehicle License Fee revenues (4/5 vote); 4) consider alternatives and direct staff regarding mitigation of the \$8.0 million shortfall in the FY 2003-04 County Budget due to reduced Vehicle License Fee revenues; and authorize Chairman to execute budget resolutions implementing final Board action (4/5 vote) (continued from September 16, 2003)
8. Approve and authorize Chairman to execute Property Tax-Sharing Agreement with City of Fresno to allow for annexation of property to be developed as a future Veteran's Home site; direct staff to support the proposal when it is considered by the Local Agency Formation Commission
9. Consider and determine that the City of Fresno's proposed sphere of influence expansion and annexation is consistent with Sections 2.4 and 6.2 of the amended and restated Memorandum of Understanding, and direct staff to support the proposal when it is considered by the Local Agency Formation Commission
10. Receive presentation on recommendations from the Mental Health Board regarding Child and Adolescent Psychiatric Services and the Central Valley; and adopt resolution endorsing the Mental Health Board's recommendation to pursue a Joint Powers Authority to establish local regional inpatient psychiatric services for children and adolescents and directing the County Mental Health Director and the Director of the Department of Children and Family Services to take actions necessary, bringing together public and private resources, to operationalize a regional Joint Powers Authority
11. Accept the Human Resources Advisory Board's funding recommendations for social services programs (\$550,831); and approve and authorize Chairman to execute agreements and renewal agreements with Community-Based Organizations (list on file with Clerk to the Board) recommended for funding by the Human Resources Advisory Board (\$550,831)
12. Receive verbal report from the County's Financial Advisor regarding Pension Obligation Bonds
13. **Board of Supervisors' Committee Reports** – Receive and provide direction (This item reserved for committee reports by members of the Board of Supervisors)
14. **Board Appointments** – (List attached in packet and posted on bulletin board outside of Board Chambers)

15. **Closed Session –**

- a. Conference with legal counsel – Existing Litigation Government Code Section 54956.9(a) – Thomas C. Lean and Donald L. Burk, individually and on behalf of all others similarly situated v. County of Fresno; Board of Supervisors, County of Fresno; Vicki Crow, Auditor-Controller, County of Fresno; Superior Court, County of Fresno and Does 1 through 50 – Class Action – Fresno County Superior Court Case No. 03 CE CG 02256HAC
- b. Conference with legal counsel – Existing Litigation Government Code Section 54956.9(a) – Ann M. Bennett; Gerald A. Gallagher; Thomas Gattie; Delores Medina; Service Employees International Union, Local 535, AFL-CIO v. County of Fresno; Board of Supervisors, County of Fresno; Gary Peterson, Auditor-Controller, County of Fresno; Superior Court, County of Fresno – Fresno County Superior Court Case No. 01 CE CG 01042
- c. Conference with legal counsel – Existing Litigation Government Code Section 54956.9(a) – County of Fresno v. Board of Retirement, Fresno County Superior Court Case Number 03 CE CG 01569
- d. Conference with legal counsel – Existing Litigation Government Code Section 54956.9(a) – Johnson v. County of Fresno – Fresno Superior Court Case No. CE 02 CE CG 01000
- e. Conference with legal counsel – Existing Litigation Government Code Section 54956.9(a) – In Re W.R. Grace & Co., et al. (U.S. Bank. Ct, Delaware) Case Nos. 01-01139 JKF, 01-01179 JKF
- f. Conference with legal counsel – Existing Litigation Government Code Section 54956.9 – No. of Cases: 1
- g. Conference with legal counsel – Existing Litigation Government Code Section 54956.9(a) – In Re: Amanda L., Jesse L., and Martina L., Fresno County Superior Court Case Number 02 CE J300003
- h. Conference with Labor Negotiator (GC 54957.6): Agency Negotiator: Ralph Jimenez; Employee Organization: All Bargaining Units and Management and Unrepresented Employees – Hours, Wages and Terms and Conditions of Employment

**NOON RECESS**

**2:00 P.M.**

**16. Afternoon Consent Agenda – Item Numbers 47 - 59**

- (These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to comment on any Consent Item)
- Items to be removed from Consent for Discussion
- Approval of Afternoon Consent Agenda
- Discussion/Action on Items removed from Consent Agenda

**Administrative Office**

17. Consider proposal submitted by Malaga incorporation proponents as part of revenue negotiations procedures
18. Conduct public hearing to consider and adopt resolution forming Underground Utility District No. 61, Barton Avenue, Dakota Avenue to Saginaw Way Alignment, and make one or both of the findings as required by California Public Utilities Commission
19. Adopt 2004-2010 Bicycle and Pedestrian Program
20. Adopt General Plan Amendment Application No. 503 amending Introduction and four elements of Fresno County General Plan to address minor corrections and updates based on recommendations from Annual Report on the General Plan
21. **Public Presentations** – (This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda – Pursuant to Administrative Policy No. 29, presentations are limited to 5 minutes per person and no more than 15 minutes per topic)

**ADJOURN**

**NEXT MEETINGS:**

October 14, 2003 – 9:00 A.M.

October 28, 2003 – 9:00 A.M.

<b>Requests for disability-related modification or accommodation needed in order to participate in the meeting must be made to the Clerk to the Board of Supervisors (559) 488-3529 no later than Monday at 9:00 a.m.</b>
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**MORNING CONSENT AGENDA – Item Numbers 22 - 46**

(Any Board Member may pull any consent item for discussion or separate vote)

**District Attorney**

22. Approve and authorize Chairman to execute a revenue agreement with Supportive Services, Inc., for Childcare Fraud program (\$82,875); adopt resolution increasing FY 2003-04 appropriations and estimated revenue for District Attorney Grants Org. 28623000 (\$82,875) (4/5 vote); and adopt Salary Resolution, Appendix 'D,' adding (1) District Attorney Investigator II position to the District Attorney Grants Org. 28623000

**Sheriff**

23. Adopt resolution increasing FY 2003-04 appropriations for Sheriff's Grant Org. 3112 (\$55,683) to purchase computer equipment (4/5 vote)
24. Adopt resolution increasing FY 2003-04 appropriations and estimated revenue for Sheriff Grants Org. 31125000 (\$32,000) to finance one DARE Camp and supplies (4/5 vote)
25. Approve and authorize Chairman to execute a revenue agreement with the City of San Joaquin for law enforcement services (\$61,339); and adopt resolution increasing FY 2003-04 appropriations and estimated revenues for the Sheriff's Grant Org. 3112 (\$61,339) (4/5 vote)
26. Approve and authorize Chairman to execute an agreement with Hope Now For Youth, Inc., to provide Community Transition Support to male offenders between 18 through 24 years of age (\$31,250); agreement with Turning Point of Central California, Inc., to provide Community Transition Support to sentenced inmates (\$131,250); agreement with Turning Point of Central California, Inc., to provide substance abuse treatment services to inmates (\$249,600); agreement with Opportunities Commission to provide sentenced inmates Community Transition Support Services (\$112,500); and agreement with Samaritan Women Community Aftercare Resources to provide female sentenced inmates Community Transition Support Services (\$37,500)

**Coroner-Public Administrator/Guardian**

27. Approve reimbursement of moving expenses for Dr. Michael Chambliss, Forensic Pathologist, Coroner-Public Administrator/Guardian's Office (\$2,458)

**Administrative Office**

28. **Salary Resolution Amendments** (copy of amendments attached in Supervisor's Agenda Packet is on file with the Clerk to the Board and posted on the bulletin board outside the Board Chambers)
29. Confirm appointment of four individuals to the Workforce Investment Board Youth Council
30. Designate a site between Anthony Street, and Juanche Street fronting West Williams as a potential future site of a new Tranquillity Library; and authorize staff to initiate and complete environmental review as required by the California Environmental Quality Act and related land use entitlement application and permits

31. Approve amendment to the Fresno County Foster Care Standards and Oversight Committee Bylaws
32. Approve and authorize Chairman to execute an acknowledgement of Commencement with Heritage Center LLC related to space leased by Fresno County
33. Adopt resolution increasing the Department of Community Health FY 2003-04 Org. 56201693 appropriations and estimated revenue for the purchase of mobile and hand-held radios (\$20,900) (4/5 vote); and adopt resolution increasing FY 2003-04 Internal Service Fund within Fleet Services Org. 8911 (\$20,900) for the purchase of mobile and hand-held radios (4/5 vote)
34. Adopt resolution increasing FY 2003-04 Information Technology Services Department Operating Plan, Org. 8908 (\$370,000) to finance the upgrade and relocation of the County's portion of the telephone system currently located in the Courthouse (4/5 vote)
35. Retroactive – approve and authorize submission of Supplemental Application to State Department of Mental Health for Federal Stewart McKinney projects for Assistance in Transition from Homelessness grant funds
36. Adopt resolution extending the term of a cable television franchise controlled by AT&T/Comcast Corp., enabling the smaller of two county cable franchises to expire in unison with the larger franchise

**Agreements – Approve and Authorize Chairman to Execute**

37. Renewal agreement with Westcare California, Inc., for alcohol and drug treatment services for adolescents (\$71,000)
38. Agreement with Rescue the Children, Inc., d.b.a. Craycroft Youth Center, for the provision of Emergency Shelter services (\$497,298)
39. Revenue agreements with Fresno Unified School District for K through six collaborative case management services at Robinson Elementary School (\$12,000), Roeding Elementary School (\$12,000), and Viking Elementary School (\$12,000)
40. Agreement with Osa Center for Indian Education for alcohol and drug prevention services in geographic prevention Region IV (\$91,566)
41. Agreements with Fresno Center for New Americans to provide employment, social and supportive services to unemployed, underemployed and elderly refugees (\$136,139)
42. Agreement with Affiliated Computer Services State and Local Solutions, Inc., to provide Vendor Payment Services for CalWORKs recipients (\$931,176)
43. Retroactive renewal agreement with the City of Sanger for the provision of ambulance service in Ambulance Zone I (\$90,000)
44. Agreements for Promoting Safe and Stable Families program services with Comprehensive Youth Services, Catholic Charities, Sanger Unified School District, Clovis Unified School District, Westside Family Preservation Services Network, Fresno Unified School District and Court Appointed Special Advocates (\$596,848)

45. Grant agreement with San Joaquin Valley Air Pollution Control District for acceptance and execution of Reduce Motor Vehicle Emissions; adopt budget resolution increasing FY 2003-04 Information Technology Services Department Org. 8905 operating plan (\$380,000) (4/5 vote)
46. Agreements with Blue Cross of California, Blue Shield of California, and Kaiser Permanente for group medical services for active employees, retirees, and out-of-area subscribers; and approve the biweekly premiums for active employees and dependents, and monthly premiums for retirees and dependents for plan year 2004

**AFTERNOON CONSENT AGENDA – Item Numbers 47 - 59**

(Any Board Member may pull any consent item for discussion or separate vote)

**Administrative Office**

47. Adopt resolution authorizing conveyance of 2.5-acre homesite parcel from 20-acre parcel of land subject to Agricultural Land Conservation Contract No. 7559
48. Approve Budget Transfer No. 13 (\$1,700) from Professional and Specialized Services Account 7295 to Equipment account 8300, Program 88288 within Org. 4510
49. Adopt resolution approving County of Fresno's Disadvantaged Business Enterprise Program for 2003-2004 Federal fiscal year and Annual Overall Goal of 14 percent and authorize Chairman to sign program document
50. Adopt Resolution of Intention to form Underground Utility District No. 63, Temperance Avenue, Kings Canyon Road to Tulare Avenue, and set formation hearing for November 4, 2003, at 2:00 p.m.
51. Adopt resolution of Intention to form Underground Utility District No. 62, Belmont Avenue, Fowler Avenue to Armstrong Avenue, and set formation hearing for November 4, 2003, at 2:00 p.m.
52. Accept landowner's consent form requesting formation of Zone "CA" of County Service Area No. 35 for maintenance of West Melrose Avenue, benefiting parcels created by Parcel Map No. 7873; accept for filing Engineer's Report; and adopt Resolution of Intention to levy assessment for road maintenance purposes
53. Award Contract No. 03-06-C, Kings River Bridge on Goodfellow Avenue Scour Mitigation to low bidder, Mauldin-Dorfmeier Construction Inc., (\$54,823.25)
54. Accept grant of easement for road right-of-way from Chock You Lee and Choi Ying Yee, as Trustees, under Trust Agreement dated June 29, 1978, for right-of-way dedication under Site Plan Review 7227 at 3272 N. Leonard Avenue
55. Accept summary reports on all contract change orders approved by Director of Department of Public Works and Planning
56. Approve resolution adopting Findings of Fact and approving Variance Application No. 3757 18284

**Agreements – Approve and Authorize Chairman to Execute**

57. Transportation Funding Claim for Fiscal Year 2003-04 and adopt resolution requesting Council of Fresno County Governments to allocate specified funds from Local Transportation Fund and State Transit Assistance fund to County of Fresno
58. Grant agreement, related documents and any amendments, thereto, with United States Department of Agriculture for Housing Preservation Grant Program, subject to review by Director of Public Works and Planning Department, County Counsel and Auditor-Controller/Treasurer-Tax Collector; and adopt budget resolution increasing 2003-04 appropriations and estimated revenue for Department of Public Works and Planning – Grants Budget, Org. 55121701 (\$100,000) (4/5 Vote)



59. Agreement with Biola Community Services District for Biola Storm Drainage Improvements-Phase II Community Development Block Grant Project No. 03945 (\$180,000)